

### REMARKS

Claims 21-26 are presented for consideration, with claims 21, 25 and 26 being independent.

The independent claims have been amended to further distinguish the invention from that set forth in U.S. Patent No. 6,661,522 to Ouchi.

In that regard, all of the claims stand rejected on obviousness-type double patenting grounds as being unpatentable over claims 11-16 of the '522 patent.

Without conceding to the propriety of this rejection, independent claims 21, 25 and 26 have been amended to include an optical unit for directing light from the optical path difference applying optical screen to a pinhole, and additionally recite the pinhole as being located at a focal point position of the optical unit. Support for these features can be found, for example, on page 5, line 1, *et seq.* of the substitute specification.

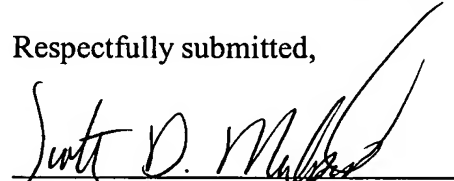
Accordingly, it is respectfully submitted that Applicant's claimed invention is not obvious from the claims of the '522 patent, and therefore reconsideration and withdrawal of the obviousness-type double patenting rejection is respectfully requested.

Applicant further submits that this Amendment After Final Rejection places this application in condition for allowance. This Amendment was not earlier presented because Applicant believed that the prior Amendment placed the application in condition for allowance. Accordingly, entry of the instant Amendment, as an earnest attempt to advance prosecution and reduce the number of issues, is requested under 37 CFR 1.116.

Favorable reconsideration, withdrawal of the rejection set forth in the above-noted Office Action and an early Notice of Allowance are also requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our address listed below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Scott D. Malpede", is written over a horizontal line.

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